

Snell & Wilmer

L.L.P.

LAW OFFICES

One Arizona Center
Phoenix, Arizona 85004-2202
602.382.6000 P
602.382.6070 F
swlaw.com

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DATE: March 15, 2005

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Name	Fax Number	Phone Number
Examiner Martin Lerner U.S. Patent and Trademark Office	703-872-9306	703-308-9064

FROM: David Caplan

PHONE: 602-382-6284

RE: Serial No.: 09/913,815
Group Art Unit: 2654
Confirmation No.: 4397

MESSAGE:

Attached is a Response and Provisional Election Pursuant to Office Action dated February 15, 2005.

PLEASE ACKNOWLEDGE RECEIPT VIA FACSIMILE.

Thank you,
David O. Caplan
Reg. No. 41,655

ORIGINAL DOCUMENT: Will not be sent

NUMBER OF PAGES (Including Cover):

8

CONFIRMATION NO.: 703-308-9064

CLIENT MATTER NO.: 26480.0893

PLEASE RETURN TO: Suzie M. 16s07

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REQUESTOR: David Caplan

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CERTIFICATE OF FACSIMILE PURSUANT TO 37 C.F.R. §1.8

I hereby certify that the attached Response and Amendment, pursuant to 37 C.F.R. § 1.8, are being sent via Facsimile (703-872-9306) addressed to: Examiner Martin Lerner, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

Date: March 15, 2005

By: *Surge J. Masera*

Signature of Person Sending Via Facsimile

PATENT

**IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE**

Applicant:	Isaac J. Labaton	Docket No.:	26480.0893
Serial No.:	09/913,815	Group Art Unit:	2654
Filing Date:	August 17, 2001	Examiner:	Lerner, Martin
Title:	METHOD AND APPARATUS FOR THE SECURE IDENTIFICATION OF THE OWNER OF A PORTABLE DEVICE		
	Confirmation No.:	4397	

RESPONSE AND PROVISIONAL ELECTION PURSUANT TO 35 U.S.C. § 121

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Applicant hereby responds to the Office Action mailed February 15, 2005 for the above-identified application.